

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

ALDEAN ISAAC,

Plaintiff,

vs.

CAPITAL ACCOUNTS, LLC AND
CONSTAR FINANCIAL SERVICES, LLC,

Defendant.

Docket No: 2:16-cv-05565-SJF-AYS

**REQUEST FOR CERTIFICATE
OF DEFAULT**

TO: DOUGLAS C. PALMER
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

Please enter the default of defendant, CAPITAL ACCOUNTS, LLC pursuant to Rule 55(a) of the Federal Rules of Civil Procedure for failure to plead or otherwise defend this action as fully appears from the court file herein and from the attached affirmation of David M.

Barshay.

DATED: December 9, 2016

BARSHAY SANDERS, PLLC

By: /s David M. Barshay
David M. Barshay, Esq.
BARSHAY SANDERS, PLLC
100 Garden City Plaza, Suite 500
Garden City, New York 11530
Tel: (516) 203-7600
Attorneys for Plaintiff
Our File No.: 111741

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Our File No.: 111741

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**AFFIRMATION IN SUPPORT OF
REQUEST FOR CERTIFICATE
OF DEFAULT**

1. I am the attorney for the plaintiff in this action.
2. This action was commenced pursuant to 15 U.S.C. § 1692k to recover statutory damages for violation of the Fair Debt Collection Practices Act (“FDCPA”)
3. The time for defendant CAPITAL ACCOUNTS, LLC to answer or otherwise move with respect to the complaint herein has expired.
4. Defendant, CAPITAL ACCOUNTS, LLC has not answered or otherwise moved with respect to the complaint, and the time for defendant CAPITAL ACCOUNTS, LLC to answer or otherwise move has not been extended.

5. That defendant CAPITAL ACCOUNTS, LLC is not an infant or incompetent. Defendant CAPITAL ACCOUNTS, LLC is not presently in the military service of the United States as appears from facts in this litigation.

6. Defendant CAPITAL ACCOUNTS, LLC indebted to plaintiff, for violations of the FDCPA as are set forth in the complaint.

WHEREFORE, plaintiff ALDEAN ISAAC requests that the default of defendant CAPITAL ACCOUNTS, LLC be noted and a certificate of default issued.

I declare under penalty of perjury that the foregoing is true and accurate to the best of my knowledge, information and belief, that the amount claimed is justly due to plaintiff, and that no part thereof has been paid.

DATED: December 9, 2016

BARSHAY SANDERS, PLLC

By: /s David M. Barshay
David M. Barshay, Esq.
BARSHAY SANDERS, PLLC
100 Garden City Plaza, Suite 500
Garden City, New York 11530
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Our File No.: 111741

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**REQUEST FOR CERTIFICATE OF
DEFAULT**

I, Douglas C. Palmer, Clerk of Court of the United States District Court for the Eastern District of New York, do hereby certify that the defendant CAPITAL ACCOUNTS, LLC has not filed an answer or otherwise moved with respect to the complaint herein. The default of defendant CAPITAL ACCOUNTS, LLC is hereby noted pursuant to Rule 55(a) of the Federal Rules of Civil Procedure.

Dated: _____, New York
_____, 20__

DOUGLAS C. PALMER, Clerk of Court

By: _____
Deputy Clerk